

McDermott Will & Emery

Boston Brussels Chicago Düsseldorf Houston London Los Angeles Miami Munich
New York Orange County Rome San Diego Silicon Valley Washington, D.C.
Strategic alliance with MWE China Law Offices (Shanghai)

Shirley S. Fujimoto
Attorney at Law
sfujimoto@mwe.com
+1 202 756 8282

November 14, 2008

VIA ELECTRONIC FILING

Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

Re: Implementation of Section 224 of the Act; Amendment of the Commission's Rules and Policies Governing Pole Attachments, WC Docket No. 07-245, RM-11293, RM-11303; Notice of Ex Parte Presentation

Dear Ms. Dortch:

On November 13, 2008, Bob Mittnacht of Wisconsin Electric Power Company and Noranna Vincent of Wisconsin Public Service Corporation (collectively, the "Utilities"), and Shirley Fujimoto and Kevin Cookler of McDermott Will & Emery LLP, met with Nicholas Degani, William Kehoe, Jeremy Miller, Jon Reel and Marvin Sacks of the Wireline Competition Bureau, regarding the above-referenced proceeding. Pamela Megna of the Wireline Competition Bureau also participated telephonically.

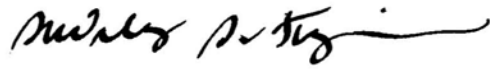
In this meeting, we discussed the Utilities' views and positions as set forth in the Utilities' filings of March 7, 2008, and April 22, 2008, in this proceeding. We also discussed the broadband pole attachment rate formulas recently proposed by AT&T and Verizon and by USTelecom, noting that the Utilities disagree with certain assumptions in those rate formulas and continue to disagree that the Commission has jurisdiction to regulate attachments by incumbent local exchange carriers.¹

In accordance with the Commission's Rules, one copy of this *ex parte* notice is being filed electronically for inclusion in the record of the each of the above-referenced dockets.

¹/ Letter from Robert W. Quinn, Jr., Senior Vice President, AT&T, and Suzanne A. Geyer, Senior Vice President, Verizon, to Marlene Dortch, Secretary, FCC, WC Docket No. 07-245 (Oct. 21, 2008), and Letter from Jonathan Banks, Senior Vice President, and Glenn T. Reynolds, Vice President, United States Telecom Association, to Marlene Dortch, Secretary, FCC, WC Docket No. 07-245 (Oct. 27, 2008).

Marlene Dortch
November 14, 2008
Page 2

Very truly yours,

A handwritten signature in black ink, appearing to read "Shirley S. Fujimoto", with a long horizontal flourish extending to the right.

Shirley S. Fujimoto

cc: Nicholas Degani
William Kehoe
Pamela Megna
Jeremy Miller
Jon Reel
Marvin Sacks